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December 8, 2006

From: Dan Cleveland, Jr.

Matter No.: 398960 NREL 01-36

To:	Company:	Fax Number:	Phone Number:
Mail Stop RCE Commissioner for Patents	United States Patent & Trademark Office	571-273-8300	

Number of Pages Transmitted (including this cover sheet): 20

Message:

Applicant(s):	Ding, Shi-You et al.	Group No.:	1652
Serial No.:	09/917,376	Examiner:	Swope, Sheridan
Filed:	July 28, 2001	Confirmation No.	9956
For:	Thermal Tolerant Avicelase From <i>Acidothermus cellulolyticus</i>		

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF TRANSMISSION (37 CFR 1.8)			Atty Docket No.
Applicant(s): Shi-You Ding			NREL 01-36
Application No.	Filing Date	Examiner	Group Art Unit
09/917,376	July 28, 2001	Sheridan Swope	1652
Title: Thermal Tolerant Avicelase From <i>Acidothermus cellulolyticus</i>			

Date of Transmittal: December 8, 2006

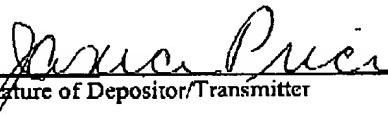
I hereby certify that the following documents:

1. Petition for Revival of an Application for Patent Abandoned Unintentionally
Under 37 CFR 1.137(b) (2 pages, in duplicate)
2. Request for Continued Examination (RCE) Transmittal (1 page, in duplicate)
3. Amendment and Response (12 pages)
4. Fax cover page

are being transmitted via facsimile no. 571-273-8300 to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated above.

Janice Price

Name of Depositor/Transmitter



Signature of Depositor/Transmitter

DEC 08 2006

PTO/SB/64 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
NREL 01-36

First named inventor: Shi-You Ding

Application No.: 09/917,376

Art Unit: 1652

Filed: July 28, 2001

Examiner: Swope, Sheridan

Title: Thermal Tolerant Avicelase From Acidothermus Cellulolyticus

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (571) 273-6300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**NOTE:** A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- Small entity - fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
- Other than small entity - fee \$1,500 (37 CFR 1.17(m))

2. Reply and/or feeA. The reply and/or fee to the above-noted Office action in the form of Amendment (identify type of reply):

- has been filed previously on _____
- is enclosed herewith.

B. The issue fee of \$ _____

- has been paid previously on _____
- is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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12/11/2006 11:01:11 000000038 120600 099917376
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3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$____ for a small entity or \$____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).
4. STATEMENT. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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Signature

Dan Cleveland, Jr.

December 8, 2006

Date

36,106

Registration Number, If applicable

Lathrop & Gage LC

720-831-3012

Address

Telephone Number

4845 Pearl East, Circle, Suite 300, Boulder, CO 80301

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Enclosures: Fee Payment

- Reply
- Terminal Disclaimer Form
- Additional sheets containing statements establishing unintentional delay
- Other : Request for Continued Examination (RCE) Transmittal; Certificate of Transmission; Fax cover page

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]

I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

December 8, 2006

Signature

Date

Janice Price

Typed or printed name of person signing certificate

[Page 2 of 2]